CHAPTER 19

SIGN REGULATIONS

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14-19-101 PURPOSE AND SCOPE

The type, location, and design of signs can either enhance or degrade a community, and therefore the City has a compelling interest to regulate the time, place, and manner in which signs are erected. The purpose of this sign ordinance is to:

- A. Encourage the effective and innovative use and design of signs as a means of communication.
- B. Maintain and enhance the aesthetic environment in order to attract sources of economic and business development and growth.
- C. Coordinate the type, placement, scale, compatibility, and aesthetics of signs within the different zones by recognizing the commercial communication requirements of the business community.
- D. Improve pedestrian and traffic safety through the prevention of visual obstructions and distractions.
- E. Minimize the possible adverse effect of signs on nearby public and private property.
- F. Promote both renovation and proper maintenance of signs.
- G. Enable the fair and consistent enforcement of these sign regulations.

This ordinance does not regulate official traffic or government signs; the copy and message of permitted signs; window signs and displays not intended to be viewed from a public right-of-way; flags of any nation, government or noncommercial organization; religious symbols; commemorative plaques; display of street numbers; or any display or construction not defined as a sign.

It is not the intent of this ordinance to regulate the content of political speech.

14-19-102 APPLICABILITY AND EFFECT

A sign may be erected, placed, established, painted, created or maintained in Bountiful City only in conformance with the standards, procedures, exemptions, and other requirements of this Chapter.

The effect of this Chapter as more specifically set forth herein, is:

- A. To establish a regulatory process addressing the time, place, and manner in which signs are permitted.
- B. To provide standards for incidental signs that do not require a permit.
- C. To provide standards for temporary signs in limited circumstances.
- D. To prohibit all signs not expressly permitted by this Chapter.
- E. To provide for enforcement of the provisions of this Chapter.

14-19-103 DEFINITIONS

See Chapter 3 of this Title for the following definitions:

Words and phrases used in this Chapter shall have the meanings as set forth in this section. Words and phrases not defined in this section but defined elsewhere in this Ordinance shall be given the meanings as set forth herein. All other words and phrases shall be given common, ordinary meaning, unless the context clearly requires otherwise. Section headings or captions are for reference purposes only and shall not be used in the interpretation of this ordinance.

"ABANDONED SIGN": A sign, sign frame, or sign pole which remains on a property which has been vacant or which remains unused for a period of time in excess of 45 days, or which carries no message.

"ADVERTISING OR BUSINESS SIGN": A sign which directs attention to a business use, product, commodity or service.

"A-FRAME SIGN": A freestanding, temporary and/or movable device usually constructed of two (2) separate wood or metal sign faces attached at the top.

"ALTERATION": Changing or rearranging any structural part or design of a sign, whether by extending on a side, by increasing in area or height, or in moving from one location or position to another, including sign face, enclosure, lighting, coloring, copy (except on reader board or

changeable copy signs), or graphics.

"ANIMATED SIGN": A sign which

- (a) involves actual motion or rotation of any part of the sign itself by mechanical, electrical, or artificial means, or
- (b) is designed to be moved or is moved by the wind or other natural means, or
- (c) displays motion or the appearance of motion, animation, motion-picture type movement, movement of still images across a screen, flashing or intermittent lighting, color changes, copy changes, changing lighting intensity, or messages through a sequence of progressive changes in lighting; or
- (d) contains an electronic message center, reader board or panel.

"AWNING": A roofed structure constructed of fabric or metal so as to extend outward from the building providing a functional protective shield for doors, windows, or other openings with supports extending back to the building.

<u>"AWNING OR CANOPY SIGN"</u>: A sign painted on, printed on, or otherwise attached flat against the surface of an awning. (also "Electric Awning Sign")

"BACKLIGHTING": Illumination positioned inside or behind a sign face such as behind raised letters and awnings or inside sign cabinets, the lighting source of which is not itself visible to the observer.

"BANNER": A sign made of fabric or any nonrigid material with no enclosing framework.

<u>"BEACON"</u>: Any light with one or more beams directed into the sky or directed at one or more points not on the same parcel of land as the light source; also, any light with one or more beams that rotate or move.

"BILLBOARD OR OUTDOOR ADVERTISING SIGN": Any sign which advertises or directs attention to a business, commodity, or service, that is conducted, sold, or offered elsewhere than on the premises upon which the sign is located. The billboard sign is usually larger than eight (8) feet by four (4) feet and may be owned by a commercial company which leases or rents the billboard space for advertising purposes.

<u>"BLADE SIGN"</u>:- (see "Ground Sign")

"BUILDING DIRECTORY SIGN": A pedestrian scale sign which displays the tenant names within a multi-tenant project.

"BUILDING FACE", (FACADE): The vertical portion of any exterior wall of a building including windows, doors, parapet, and mansard, but not including a flat or pitched roof., In a multi-tenant building this shall be defined only as the portion of the exterior wall that directly corresponds to the unit for which the sign is intended.

"BUILDING MARKER": Any sign indicating the name of a building and date and incidental information about its construction, which sign is embedded or otherwise permanently affixed to the building.

"CHANGEABLE COPY SIGN": A sign with information or content which can be changed or rearranged by manual or electric, electro-mechanical, or electronic means. A sign, or portion thereof, on which the message changes more than one time each 24 hours shall be considered an animated sign and not a changeable copy sign for purposes of this ordinance.

"CLEARANCE" (of a sign): The smallest vertical distance between the grade of the adjacent street, highway, sidewalk or street curb and the lowest point on any sign, including framework and embellishments, extending over that grade.

<u>"COMMERCIAL MESSAGE"</u>: Any sign wording, logo, or other representation that, directly or indirectly, names, advertises, or calls attention to a business, product, service, or other commercial activity.

"COMMUNITY SIGN": A sign used solely for the purpose of advertising or announcing a special community wide event or activity conducted by, or sponsored by, or on behalf of a unit of local government, a public or private school, a charitable organization, or a non-profit corporation. A special community wide event or activity is one which occurs not more than twice in a twelve (12) month period and seeks to attract donations, participants, or customers throughout the city.

"CONSTRUCTION": The materials, architecture, assembly, and installation of a sign.

"CONSTRUCTION SIGN"

<u>Earticipating in construction on the property on which the sign is located.</u>

COPY": The graphic content of a sign surface in either permanent or removable letter, pictographic, symbolic, or alphabetic form.

"CORNER BUSINESS": A building or business fronting onto two public streets.

"DESIGN": The form, features, colors and overall appearance of a sign structure.

"DIRECTIONAL SIGN": An on-premise sign giving direction, instructions, or facility information and which may contain the name or logo of an establishment but not advertising copy, provided that the logo comprises not more than 20% of the total sign area.

"DOUBLE-FACED SIGN": A single sign structure with two sign faces, essentially back-to-back, but which are parallel (no greater than 1 foot apart) or diverge from a common edge by an angle not greater than 30 degrees.

"ELECTRIC AWNING SIGN": An awning sign which is internally illuminated or "back lit."

"ELECTRONIC MESSAGE CENTER" (Also Electronic Reader Board or Electronic Panel): A

sign, or portion of a sign, containing graphics, text, or any other form of visual communication which can be changed or rearranged by electronic means.

"FACE OF A SIGN": The area of a sign on which the copy is placed.

"FLAG": Any fabric, banner, or bunting containing distinctive colors, patterns, or symbols, used as a symbol of a government, political subdivision, or other entity.

"FLASHING SIGN":- (see "Animated Sign")

"FLAT SIGN" (also "Wall Sign"): Any sign erected parallel to and attached to the outside wall of a building with messages or copy of the face side only.

"FLOODLIGHTED SIGN": Any sign made legible in the absence of daylight by devices which reflect or project light upon it.

"FREESTANDING SIGN" (also "Pole Sign"): Any sign supported by structures or supports that are placed on, or anchored in, the ground and that are independent from any building or other structure.

"FRONTAGE": The length of the property line of any one premises along a public right-of-way on which it borders.

"GASOLINE PRICE SIGN": An on-premise sign identifying the brand and/or type and cost of gasoline, fuel or oil.

"GOVERNMENT SIGN": A temporary or permanent sign erected and maintained by the city, county, state or federal government for traffic direction or for designation of or direction to any school, hospital, historical site, or public service, property or facility as authorized by the City Engineer or Planning Director.

"GROUND SIGN" (also "Blade Sign"): A sign which is anchored to the ground similar to a pylon or freestanding sign, but which has a monolithic or columnar line and which maintains essentially the same contour from grade to top.

"HANGING SIGN": A sign which hangs from the eve of a roof or from an approved architectural feature of a building.

"IDENTIFICATION SIGN": A sign identifying an apartment, residence, school, church or other non-sales use.

"ILLUMINATED SIGN": Any sign which has characters, letters, logos, figures, designs, or outlines illuminated by internal or external lights, luminous tubes, neon, or similar devices.

"ILLUMINATION, EXTERNAL": Lighting which is mounted so as to illuminate a sign from a remote position or from outside of the sign structure.

"ILLUMINATION, INTERNAL": Lighting which is mounted inside or behind a sign.

"INCIDENTAL SIGN": Any non-commercial sign of two (2) square feet or less in size that has a

purpose secondary to the use of the parcel of ground on which it is located, such as "no parking", "loading zone", etc.

"INFLATABLE OR INFLATED SIGN": Any advertising device which is supported by heated or forced air, or lighter-than-air gases.

"INTEGRAL ROOF SIGN": Any sign erected or constructed as an integral or essentially integral part of a roof structure of any design, such that no part of the sign extends vertically above the highest portion of the roof and such that no part of the sign is separated from the rest of the roof by a space of more than six (6) inches.

INTERIOR SIGN<u>"</u>: Any sign located within a building so as to be visible only from within the building in which the sign is located.

"LOCATION": The position on a property where a sign is to be placed...

<u>"LOGO": An image or design which serves to represent a business or company's identity.</u>

<u>"LOW MAINTENANCE"</u>: Sign materials which do not require frequent replacement, painting, or refurbishing as a result of exposure to the elements.

LOW PROFILE SIGN":- (see "Monument Sign")

"MARQUEE": Any permanent roof-like structure projecting beyond a building or extending along and projecting beyond the wall of the building, generally designed and constructed to provide protection from the weather.

"MARQUEE SIGN": Any sign attached to, in any manner, or made part of a marquee.

"MONUMENT SIGN" (also "Low Profile Sign"): Any on-premise or identification sign incorporated into some form of landscape scheme or planter box.

"MOVABLE SIGN": (also "Portable Sign")

"MULTIPLE-FACED SIGN": A sign containing two (2) or more faces, not necessarily in back-to-back configuration.

"NAME PLATE SIGN": A sign indicating the name and/or occupation of the person or persons residing on the premises or legally occupying the premises, or indicating a home occupation legally existing on the premises.

"NEIGHBORHOOD IDENTIFICATION SIGN": A permanent entry sign identifying a residential subdivision, planned unit development, housing complex, or community.

"NONCOMPLYING SIGN": Any permanent advertising structure or sign which was lawfully erected and maintained prior to such time as it came within the purview of this ordinance and any amendments hereto, and which fails to conform to all applicable regulation and restrictions of this ordinance.

"OFF-PREMISE DEVELOPMENT SIGN": Any sign used for the purpose of advertising a new residential development, located on another parcel of property and not on the site intended for such residential development.

"OFF-PREMISE DIRECTIONAL SIGN": A sign which provides directional assistance to access an establishment on a site other than the parcel on which the sign is located.

"OFF-PREMISE SIGN": A sign which pertains to the use of a premises and/or property other than the property on which it is located.

"ON-PREMISE DEVELOPMENT SIGN": Any sign used for the purpose of advertising a new residential development and located on the parcel of property intended for such residential development.

"ON-PREMISE SIGN": A sign which pertains to the use of the premises and/or property on which it is located.

"PEDESTAL SIGN": A movable sign supported by a column or columns and a base.

<u>"PENNANT": Any lightweight plastic, fabric, or other material, with or without a message, suspended from a rope, wire, or string, designed to move in the wind.</u>

"POLE SIGN":- (also "Freestanding Sign")

"PORTABLE READER BOARD OR TRAILER SIGN: A reader board sign which is mounted on a portable framework or trailer and intended for temporary use.

"PORTABLE SIGN" (also "Movable Sign"): Any sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported, including, but not limited to, signs designed to be transported by means of wheels; signs converted to A-frame or T-frames; menu and sandwich board signs; balloons or other inflatable figures used as signs; umbrellas used for advertising; and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless said vehicle is used in the normal day-to-day operations of the business.

"PROJECTING SIGN": Any sign affixed to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall.

<u>"PROMOTIONAL SIGNAGE": Temporary devices such as banners, streamers, flags, balloons, pennants, trailer signs and inflated signs.</u>

"PROPERTY SIGN": A temporary sign related to the property on which it is located advertising contemplated improvements or announcing the name of the builder, owner, designer, or developer of the project, or warning against trespassing.

"PUBLIC NECESSITY SIGN": Any sign informing the public of any danger or hazard existing on or adjacent to the premises.

"READER BOARD SIGN" (See "Changeable Copy Sign")

"RESIDENTIAL SIGN": Any sign located in a district zoned for residential uses that contains no commercial message except advertising for goods or services legally offered on the premises where the sign is located, if offering such service at such location conforms to all requirements of this Ordinance.

<u>"ROOF SIGN": Any sign erected or constructed on or over the roof of a building, supported by the roof structure, and extending vertically above the highest portion of the roof.</u>

"ROTATING SIGN"- (also "Animated Sign")

<u>"SCULPTURED SIGN"</u>: A free-form or three-dimensional sign which has a depth greater than two (2) feet.

<u>"SEPARATION"</u>: The horizontal distance between signs measured parallel with the street or curb.

<u>"SETBACK"</u>: The horizontal distance between a property line and the closest edge of the sign structure.

<u>"SIGN"</u>: Any device, fixture, placard, or structure that uses any color, form, graphic, illumination, symbol, or writing to advertise, announce the purpose of, or identify the purpose of a person or entity, or to communicate information of any kind to the public.

"SIGN AREA": The total area of all faces and decorative elements of a sign or sign structure, excluding the minimum frame and supports. The exception is that for area calculation purposes, the sign area of a double-faced sign shall be the total area of all face and decorative elements on only one side of the structure. For signs which do not have defined display areas or are irregular in shape, the sign area shall be the area of the smallest rectangle or square which will frame the display.

"SIGN HEIGHT": The vertical distance measured from the highest point of the sign to the grade of the adjacent street, curb or sidewalk, or the crown of the street where there is no curb or sidewalk.

<u>"SIGN MAINTENANCE"</u>: The maintenance of a sign in a safe, presentable, and good condition including the replacement of defective parts, repainting, cleaning, and other acts required for the care, good appearance, and safety of said sign. Sign maintenance does not imply that a sign may be altered in any way without a sign permit.

"SNIPE SIGN": A sign for which a permit has not been issued and which is attached to a public utility fixture or other outdoor structure located within a public right-of-way or easement, or

located on public property

"T-FRAME SIGN": A freestanding, temporary and/or movable device usually constructed of a single piece of wood or metal extending perpendicular from a base.

"TEMPORARY SIGN": Any sign that is used only temporarily and is not permanently mounted or fixed to the ground.

"WALL SIGN": Any sign mounted flush against the facade of a building, painted on a building facade, or that is painted in such a way that it gives the visual appearance of being painted on a wall or building facade but not having a frame or separation from the wall or building facade.

"WIND SIGN": A sign inflated by, or displayed by wind or air.

"WINDOW SIGN": A sign attached to either a window or door, or located within a building so as to be visible through a window or door from the outside of the building.

14-19-104 INTERPRETATION

When interpreting and applying the provisions of this chapter, the sign regulations contained herein are declared to be the maximum allowable for the purposes set forth. If it is felt that an application needs further interpretation, the Planning Director may request Planning Commission review of the proposal.

14-19-105 ENFORCEMENT

- A. Any sign not expressly allowed by this ordinance is prohibited.
- B. The erection of a prohibited sign, or permitting the continued existence of a prohibited sign in violation of this ordinance, is a class C misdemeanor. Each day of violation is a separate offense.
- C. There are certain situations where a sign or sign poses or may pose an immediate public safety hazard. The following signs shall be deemed unlawful and hazardous to the public safety, and any employee of the City is authorized to immediately abate, remove, or otherwise remedy them:
 - 1. Any sign or related structure which interferes with the safe view of drivers entering a public right-of-way from any driveway or property.
 - 2. Any sign that extends over any pedestrian or vehicular access area, unless specifically authorized by the City.
 - 3. Any sign which interferes with the use of any fire escape, exit, required stairway, door ventilator, or window.
 - 4. Any sign which has less horizontal or vertical clearance from communication lines and/or energized electrical power lines, according the provisions of this title and the standards of the Bountiful Light and Power Department.

- 5. Any sign that is located on or that encroaches upon publicly owned land, a public right-of-way, or a public easement, except signs owned and erected by permission of an authorized public agency or that are specifically authorized herein.
- D. The Planning Director and any designated representatives shall be vested with the duty of enforcing this title, and in performance of such duty shall be empowered and directed to:
 - 1. Issue a permit to construct, alter, or repair a sign which conforms to the provisions of this Chapter. The expiration date of such permit shall be 180 days.
 - 2. Ascertain that a sign is constructed and maintained in conformance with the provisions of this Title, which includes the following actions:
 - a. <u>Initial Inspection After Construction.</u> The Planning Director or the Building Official may make an initial inspection upon the completion of construction, erection, re-erection, or remodeling of any sign for which a permit has been issued and an inspection request is made. This shall include the inspection of temporary signs using electrical connection.
 - b. <u>Re-Inspection (when necessary).</u> The Planning Director or authorized representative may re-inspect any sign for which a permit was issued but which did not pass a previous inspection.
 - 3. Institute any appropriate action or proceeding where any sign is illegally erected, constructed, reconstructed, altered, repaired, converted, or maintained, or in any case where any sign is used in violation of this Title or any other City Ordinance. Such actions include, but are not limited to, the following:
 - a. <u>Issuance of Notices of Violations and Information.</u> The Planning Director or authorized representative may issue a written notice of violation to the person having charge or control over, or that benefits from any sign found to be unsafe or dangerous or in violation of this Chapter. Such official may swear to information against violators.
 - b. Abatement and Removal of Unsafe or Dangerous Signs. If an unsafe or dangerous sign is not repaired or made safe within five (5) working days after giving said notice, the Planning Director may at once abate and remove said sign, or in the alternative, use all available legal means to have the sign removed. If the City or its agent removes the sign, the person having charge or control over, or that benefits from the sign shall pay to Bountiful City the costs incurred in such removal within 30 calendar days after written notice is provided.
 - c. Abatement and Removal of Illegal Signs.
 - (1) If a permanent sign is installed without a permit or is otherwise illegal as defined by this chapter, and is not made conforming within 30 calendar days after written notice has been given, the Planning Director may at once abate and remove said sign, or in

the alternative, use all available legal means to have the sign removed, including but not limited to criminal or civil court action with the appropriate court. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.

- (2) If a temporary sign posted upon private property has been installed without a permit or is otherwise unlawful as defined by this Title, it shall be removed or made conforming within 72 hours of written notice of the violation. If it has not been made conforming within 72 hours, either through removal of the temporary sign or by obtaining a temporary sign permit, the Planning Director may at once abate and remove said temporary sign, or in the alternative, use all available legal means to have the sign removed, including but not limited to criminal or civil court action with the appropriate court. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.
- (3) Any sign that the City removes for encroachment into a public right-of-way or easement, or that is located on public property without the City's permission shall be held for a maximum period of fourteen (14) days before being destroyed. In no case shall the failure to remove a sign constitute an approval by the City of the unlawful placement of the sign.
- 4. Abate and Remove Non-Maintained or Abandoned Sign or Sign Identifying a <u>Discontinued Use.</u> The Planning Director may require that each non-maintained or abandoned sign, or sign identifying a discontinued use be removed from the building or premises within forty-five (45) calendar days after providing written notice to the owner or persons benefiting from the sign.

14-19-106 RIGHT OF APPEAL

Any person who has been ordered to alter or remove any sign, or any person whose application for a sign permit has been denied because of conflict with regulations stated herein, may appeal to the Planning Commission by serving a written notice to the Planning Director with ten (10) working days of the order or denial. An applicant may also appeal to the Planning Commission an alleged error by the Planning Director or staff.

14-19-107 NONCOMPLYING SIGNS

A. REGULATION, CONTAINMENT, AND ELIMINATION. In order to minimize confusion and unfair competitive disadvantage to those businesses which are required to satisfy the current sign ordinance standards, the City intends to apply firm regulation of existing nonconforming signs with a goal of their eventual elimination. This goal shall be achieved by strictly construing limits on change, expansion, alteration, abandonment, and restoration. Excluding normal maintenance and repair, a noncomplying sign shall not be moved, altered or enlarged unless it is brought into compliance with this Chapter.

The following exceptions shall be permitted:

- 1. A face change in a noncomplying sign that does not encroach onto a public rightof-way or easement, and that is not deemed a public safety hazard by the Planning Director or City Engineer.
- 2. A copy change in a noncomplying permanent sign which was originally approved by the City with a changeable copy feature.
- B. ABANDONMENT. Within forty-five (45) calendar days after vacation of an existing business, a noncomplying sign shall be removed unless the property owner informs the City in writing of his intention to re-use the sign. The property owner shall be allowed one (1) year to establish a new use on the site. If the property owner does not take action within fourteen (14) days of written notice of violation, or if the signs are not re-used within the one (1) year period, the City may abate the signs and recover any and all costs. An abandoned sign may not regain any legal noncomplying status later, even if the original business reoccupies the property.

14-19-108 PROHIBITED SIGNS

- A. Prohibited Sign Devices. Any sign not specifically allowed by this Chapter is prohibited. In addition, the following sign devices prohibited anywhere in the City, unless specifically permitted herein:
 - 1. A hot or cold air balloon, or inflatable, with the following exceptions:
 - a. Temporary signs, as allowed by this Title,
 - b. As part of a grand opening period, not to exceed thirty (30) days.
 - 2. Animated signs are prohibited throughout the City, except in the Heavy Commercial (C-H) Subzone where they are allowed subject to the restrictions set forth in Section 14-19-113.
 - 3. Any statuary bearing the likeness or suggestion of any product or logo.
 - Any roof sign.
 - 5. Any snipe sign.
 - 6. A temporary sign except as allowed in this Title.
 - 7. Any bus bench sign.
 - 8. Any truck, trailer, or other vehicle, conspicuously, or regularly parked on or offpremise with an advertising message or logo displayed to attract attention to a business, product or promotion. The Planning Director or representative may require a business to remove such truck, trailer, or other vehicle if in his opinion the vehicle is being utilized for advertising purposes.
 - Graffiti.

- 10. A beacon or spotlight directed into the night sky except as part of an approved promotional period as a temporary sign.
- 11. An off-premise sign (includes billboards), off-premise directional sign, or off-premise development sign, except as allowed herein.

B. Hand-bills, signs on public places and objects.

- 1. No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any sidewalk, crosswalk, curb, curbstone, parkstrip, street lamp post, hydrant, tree, shrub, tree stake or guard, electric light or power or telephone or telegraph wire pole, or wire appurtenance thereof or upon any lighting system, public bridge, drinking fountain, life saving equipment, street sign or traffic sign.
- 2. Any hand-bill or sign found posted upon any public property contrary to the provisions of this section may be removed by the Police Department, the Public Works Department, the Power Department, the Parks and Recreation Department, or the Planning Department. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the City is authorized to effect the collection of said cost.
- 3. Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or person for which the City has granted a written permit.
- 4. Nothing in this section shall apply to the painting of house numbers upon curbs.
- C. <u>Unsafe Signs.</u> No sign shall be permitted which by its location impairs the view of a driver traveling on, exiting from, or entering upon, a public street, or which is otherwise unsafe for vehicular or pedestrian traffic.

14-19-109 SIGNS ALLOWED IN ALL ZONES WITHOUT A PERMIT

The following signs are allowed in any zone, except on public property, without a sign permit:

- A. <u>Directional or Instructional Sign.</u> A sign which provides direction or instruction and which is located entirely on-premise and which does not in any way advertise a business shall not exceed five (5) square feet in area or four (4) feet in height. Such a sign may identify restrooms, public telephones, walkways; or shall provide direction such as parking lot entrance and exit signs and those of a similar nature. The name or logo of an establishment, but not advertising copy, may be placed on such a sign provided that the name or logo comprises not more than 25% of the total sign area.
- B. <u>No Trespassing or No Dumping Sign.</u> A no trespassing or no dumping sign not to exceed sixteen (16) square feet in area for a single sign, or a combination of signs not to exceed sixteen (16) square feet. The Planning Director or Public Works Director may allow additional signs as necessary to protect the public's interest.
- C. <u>Plaque.</u> A plaque or name plate sign not more than two (2) square feet which shall be fastened directly to the building.

- D. <u>Symbol or Insignia.</u> A religious symbol, commemorative plaque of recognized historical agency, or an identification emblem of a religious order or historical agency, provided that no such sign shall exceed eight (8) feet in area, and provided further that any such sign shall be placed flat against the building.
- E. <u>Real Estate Signs.</u> A real estate sign offering property for sale or lease shall be considered a commercial sign, but shall be allowed in any zone as follows:
 - 1. Residential Uses a maximum of twelve (12) square feet.
 - 2. Non-residential Uses A maximum of thirty-two (32) square feet for properties less than 2 acres in size, and a maximum of sixty-four (64) square feet for properties that are 2 acres or larger in size.
- F. <u>Flags.</u> The flag, emblem, or insignia of any nation or political subdivision. A corporation flag may not exceed twelve (12) square feet and may be flown in tandem with the State or National Flag. Large flags flown in high wind may be deemed a noise and/or public safety nuisance and are subject to removal.
- G. <u>Public Necessity Sign.</u> A sign installed by a unit of the government in control of traffic and other regulatory purposes, including street signs, danger and warning signs, railroad crossing signs, hospital signs, directional or warning signs for public service companies, utilities or institutions, or signs erected by or on the order of a public officer in the performance of his public duty.

H. Holiday Decoration.

- Decorations and signs of a primarily decorative nature, clearly incidental to and customarily associated with any national, local or religious holiday provided that such signs shall be displayed for a period of not more than 45 consecutive days.
- 2. Any such sign shall be contained entirely within the boundaries of the lot or premise on which they are erected and shall not exceed 15 feet in height. A sign which is classified as a Temporary Sign shall not be considered as meeting the definition of "primarily decorative in nature" under this section.
- 3. Any such sign shall be placed so as to avoid confusion with authorized traffic lights and signals and shall conform to traffic safety standards.
- I. <u>Changeable Copy.</u> An approved sign with changeable copy area shall not require a permit to change the copy area.
- J. <u>Memorial Signs.</u> Memorial signs or tablets, names of buildings or date of erection when cut into any masonry surface or inlaid so as to be part of the building or when constructed of bronze or other incombustible material.
- K. <u>Political Signs.</u> This section shall in no way regulate the content of political speech, only the place and manner in which it is permitted.
 - a. Any one sign shall not exceed sixteen (16) square feet in size, and shall not extend more than five (5) feet above the natural elevation of the ground, unless it

- is mounted securely to the side of a legally existing structure. Fences, walls, and similar items are not considered structures for the purposes of this Section. A sign shall not be located on a roof or extend above the eave line of the structure on which it is located.
- b. A sign shall not be placed on or over public property, in a public right-of-way, or in any location that would negatively impact public safety. Any sign located in an unlawful location is hereby declared to be a public nuisance and may be summarily removed by the City without notice.
- c. A sign shall be located completely on private property.
- d. A sign shall not be located in a public area that is within one hundred fifty (150) feet of any building that contains an official voting station where a polling place is located.

14-19-110 SIGNS ALLOWED IN ALL ZONES WITH A PERMIT

The following signs are allowed in all zones with a permit:

- A. <u>Community Signs.</u> Community signs shall require approval by the Planning Department and may necessitate review by the City Engineer and other pertinent City departments for compliance with the following criteria:
 - 1. No sign shall be permitted which is unsafe for vehicular or pedestrian traffic, is inappropriate with respect to location, size, time or duration of display, or is maintained in a deteriorated condition. Such sign:
 - a. Shall be made of durable, weather resistant material;
 - b. Shall use logos or symbols instead of copy where possible, especially where copy would cause a distraction to vehicular traffic; and
 - c. May be located at various gateway areas to the City, along major streets and important intersections adjacent to non-residential properties as approved by the Planning Director.
 - d. Shall not be located on any property zoned or used for single family residential purposes.
 - 2. Any such sign shall be uniform in size for each individual display and shall be no larger than (4) feet tall and eight (8) feet wide. A sign attached to a building may be larger but shall be appropriate in scale and location as approved by the Planning Director. Freestanding community signs shall be allowed on private parcels with the permission of the owner and approval of the Planning Director. The maximum size for any community sign shall be thirty-two (32) square feet.
 - 3. Any such sign may not be attached to another temporary sign or a permanent traffic or business sign.
 - 4. Any such sign may be part of a "rotating permanent feature" of the City or community for such events as:
 - a. Holidays

- b. Cultural and/or Arts events
- c. Change in seasons
- d. General community promotion; i.e., business, with the prohibition of commercial endorsement or name on any such sign.
- 5. Any such sign for any single purpose or event may not be displayed for more than 30 days. However, the Planning Director may approve a community purpose sign for long-term purposes subject to review on a 90-day basis.
- B. <u>Overhead Banner</u>. A banner overhanging the street right-of-way between curb lines shall be allowed only in accordance with the following conditions:
 - a. Banners shall be allowed only for the purpose of announcing national, state, or city holiday events, or events sponsored by civic or service organizations, public schools or other public agencies.
 - b. Banners shall be allowed to hang only over Main Street. There shall be no more than three at any time between 400 North and 2200 South.
 - Banners shall be located over Main Street only at locations designated by the City Manager, and shall be installed and placed only by authorized city personnel.
 - d. Banners shall be allowed to hang for no longer than ten (10) days during which time banners shall be maintained by the applicant.
 - e. The materials used and the size, content and wording of the banner shall be subject to the approval of the Planning Director.
 - f. A fee set by the City Council shall be charged to the applicant for the installation and maintenance of each banner, which shall be payable at the city offices.
- C. <u>Institutional Use</u>. A church, public utility company, library, governmental building, park, public golf course, etc., located on a lot or parcel with less than one hundred (100) linear feet of frontage is allowed one monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one-hundred (100) linear feet of frontage or greater is allowed one monument sign of up to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Any such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed two (2) feet in height.

14-19-111 SIGNS PERMITTED IN PROFESSIONAL OFFICE (P-O) AND HOSPITAL (H) ZONES

- A. The following sign types are permitted in Professional Office (P-O) and Hospital (H) Zones with a permit:
 - 1. <u>Signs allowed.</u> Each lot or parcel shall be allowed one monument sign per street frontage, and any wall and accessory signs as permitted.

- 2. <u>Monument Sign.</u> A lot or parcel with less than one hundred (100) linear feet of frontage shall be allowed one (1) monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one hundred (100) linear feet of frontage or greater shall be allowed one monument sign of up to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed 2 feet in height as measured at the adjacent sidewalk or top back of curb.
- 3. <u>Freestanding or Pole Sign.</u> A pole sign or other free-standing sign shall be expressly prohibited.
- 4. <u>Wall signs.</u> Sign area of up to ten percent (10%) of the primary facade with a maximum of sixty-four (64) square feet, with secondary signs allowed on two (2) additional faces not to exceed five percent (5%) of that wall surface with a maximum of thirty-two (32) square feet. No sign may extend above the roof line of the building. Sign permit required.
- 5. <u>Canopy or awning signs.</u> Sign copy, including logo, shall not exceed twelve (12) square feet or fifty percent (50%) of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs shall be considered wall signs for area calculation and location purposes.
- 6. <u>Changeable copy signs.</u> Changeable copy signs shall be expressly prohibited.
- 7. <u>Building Directory</u>. Building Directory Signs shall not exceed twenty (20) square feet in area and four (4) feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
- 8. On-Premise Development Identification Signs. Each lot or parcel of commercial or industrial property may have one sign per public or private street frontage identifying future site development. The sign may not be erected before the proposed development has been submitted for site plan review and must be removed before final inspection or before permanent signs are installed. The sign shall not exceed fifteen (15) feet in height, and the maximum size shall be determined by the lot or parcel size as follows:

Less than 2 acres 2 acres or larger

64 square feet 128 square feet

B. Other Approvals.

- 1. Any site plan application for a new multi-tenant center or building shall include a proposal for all on-premise signs.
- 2. In cases with parcels of land of 5 acres or larger, and with frontage of 300 feet or

more, a proposal for the overall design and placement of all on-premise signs shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use for existing projects, or as a condition of site plan approval for new projects. This provision does not grant the applicant any expectation of approval of any sign that differs from the requirements of this Title, rather it allows the City the ability to approve signing schemes appropriate to the scale and impact of a project. The approving body must determine that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter, are in harmony with the general plan and surrounding development, and are appropriate to the scale and impact of the project.

14-19-112 SIGNS PERMITTED IN THE GENERAL COMMERCIAL (C-G) ZONE

- A. The following sign types are allowed in the General Commercial (C-G) Zones with a permit:
 - 1. Each parcel of property shall be allowed either monument signs or one freestanding (pole) sign on each street frontage, and any wall and accessory signs as permitted.
 - 2. Monument Sign. A lot or parcel with less than one hundred (100) linear feet of frontage shall be allowed one (1) monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one hundred (100) linear feet of frontage or greater shall be allowed one monument sign of up to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed 2 feet in height as measured at the adjacent sidewalk or top back of curb.
 - 3. Freestanding or Pole Signs. Minimum 100 linear feet of street frontage for pole sign. Maximum height of 15 feet. Minimum ground clearance of 8 feet from street grade to bottom of sign. Minimum setback of five (5) feet from any public right-of-way or any property line. Maximum pole width of 2 feet. Minimum setback of 10 feet from any residential use or zone. Signs shall be engineered to withstand 100 mph wind loads. Sign structure, excluding pole and base, shall not exceed 64 sq ft for each side of a double faced sign, or 64 sq ft total sign area on multi-faced signs.
 - 4. <u>Wall signs.</u> Maximum sign area of 15% of the primary facade of the building with secondary signs allowed on two additional facades not to exceed 5% of those facades. May not extend more than 2 feet above the highest point of a flat roof or mansard roof.
 - 5. <u>Canopy or awning signs.</u> Sign copy, including logo, not to exceed 12 square feet or 50% of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs are considered wall signs for area calculation and location purposes.

- 6. <u>Projecting signs</u>. Projecting signs shall be allowed and shall meet the following requirements:
 - a. Project not more than 2 feet from the face of a wall and may not project over any public right of way.
 - b. Mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - c. The area of the sign shall be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted..
- 7. <u>Changeable copy signs.</u> Manual changeable copy signs are allowed but are limited to not more than 50% of any sign area. Electronic reader boards and panels are prohibited.
- 8. Window Signs. Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. This applies also to inside illuminated signs (e.g., neon, etc.) which are within 18 inches of the window surface. No sign permit required. All window signs will be counted as part of the total allowed sign area for wall signs.
- 9. <u>Building Directory</u>. Building Directory Signs shall not exceed 20 square feet in area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
- 10. Gas Stations Signs. Signs for canopies over gas islands are allowed as follows:
 - a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.
 - c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
 - d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
 - e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
 - f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.
- 11. <u>Menu Boards</u>. Menu boards for drive-in restaurants are to be reviewed and approved by the Planning Department. The following shall apply although the

Planning Commission may approve them at different locations depending upon circumstances:

- a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.
- b. Maximum area shall not exceed 42 square feet per sign and 8 feet in height.
- 12. On-Premise Development Identification Signs. Each lot or parcel of commercial or industrial property may have one sign per public or private street frontage identifying future site development. The sign may not be erected before the proposed development has been submitted for site plan review and must be removed before final inspection or before permanent signs are installed. The sign shall not exceed fifteen (15) feet in height, and the maximum size shall be determined by the lot or parcel size as follows:

Less than 2 acres 2 acres or larger

64 square feet 128 square feet

B. Other Approvals.

- 1. All new multi-tenant centers/ buildings must submit a proposal for all on-premise signs to the Planning Commission for design and placement approval.
- 2. In cases with parcels of land of 5 acres or larger, and with frontage of 300 feet or more, a proposal for the overall design and placement of all on-premise signs shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use for existing projects, or as a condition of site plan approval for new projects. This provision does not grant the applicant any expectation of approval of any sign that differs from the requirements of this Title, rather it allows the City the ability to approve signing schemes appropriate to the scale and impact of a project. The approving body must determine that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter, are in harmony with the general plan and surrounding development, and are appropriate to the scale and impact of the project.

14-19-113 SIGNS PERMITTED IN THE HEAVY COMMERCIAL (C-H) ZONE

- A. The following sign types are allowed in the Heavy Commercial (C-H) Zones with a permit:
 - 1. Each parcel of property shall be allowed either monument signs or one freestanding (pole) sign on each street frontage, and any wall and accessory signs as permitted.
 - 2. <u>Monument Sign.</u> A lot or parcel with less than one hundred (100) linear feet of frontage shall be allowed one (1) monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one hundred (100) linear feet of frontage or greater shall be allowed one monument sign of up

to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed 2 feet in height as measured at the adjacent sidewalk or top back of curb.

- Freestanding or Pole Signs. A lot or parcel with at least one hundred (100) linear feet of frontage shall be allowed one (1) freestanding sign of up to 60 square feet for the first 100 feet of lineal street frontage plus 1 square foot for each lineal foot of frontage over 100, to a maximum of 120 square feet total. Double faced signs shall be allowed the maximum area on each side. Multi-faced signs shall be allowed only a combined sign face total equal to the maximum area allowed. Maximum height of 30 feet. Minimum ground clearance of seven (7) feet from sign grade to bottom of sign. Maximum pole width of 2 feet. Minimum setback of five (5) feet from any public right-of-way and/or street property line. Minimum setback of 10 feet from any residential use or zone. Signs shall be engineered to the standards of the adopted version of the International Building Code.
 - a. <u>Freestanding Freeway-Oriented Signs.</u> A freestanding sign located immediately adjacent to the I-15 corridor or Frontage Road shall meet all the criteria of this section except that it shall not exceed forty (40) feet in height nor have a pole and/or pole cover that exceeds four (4) feet in width.
- 4. <u>Wall signs.</u> Maximum sign area of 20% of the facade of the building facing the main public street with secondary signs allowed on two additional faces not to exceed 5% of that wall surface. May not extend more than 2 feet above the highest point of a flat roof or mansard roof.
- 5. <u>Canopy or awning signs.</u> Sign copy, including logo, not to exceed 12 square feet or 50% of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs are considered wall signs for area calculation and location purposes. Sign permit required.
- 6. <u>Projecting signs</u>. Projecting signs shall be allowed and shall meet the following requirements:
 - a. project not more than 2 feet from the face of a wall and shall not project over a public right-of-way.
 - b. be mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - c. be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted as measured under Section 14-19-117 of this Chapter.
- 7. <u>Changeable copy signs.</u> Manual changeable copy signs are allowed subject to the following requirements:

- a. Manual changeable copy signs shall be limited to 50% of the total sign area.
- b. Electronic changeable copy signs shall be limited to 50% or thirty-two (32) square feet of the total sign area, whichever is less
- c. Electronic changeable copy signs located on properties immediately abutting the I-15 corridor or frontage road shall be limited to 50% or 64 square feet of the total sign area, whichever is less, and that the sign shall be reduced in brightness by fifty percent (50%) between the hours of 11 p.m. and 6 a.m.
- d. A Sign permit is required.
- 8. <u>Window Signs.</u> Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. This applies also to inside illuminated signs (e.g., neon, etc.) which are within 18 inches of the window surface. No sign permit required. All window signs will be counted as part of the total allowed sign area for wall signs.
- 9. <u>Building Directory</u>. Building Directory Signs shall not exceed 20 square feet in area and 5 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
- 10. Gas Stations Signs. Signs for canopies over gas islands are allowed as follows:
 - a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.
 - c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
 - d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
 - e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
 - f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.
- 11. <u>Menu Boards</u>. Menu boards for drive-in restaurants are to be reviewed and approved by the Planning Department at site plan review. The following shall apply although the Planning Commission may approve them at different locations depending upon circumstances:

- a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.
- b. Maximum area shall not exceed 42 square feet per sign and 8 feet in height.
- On-Premise Development Identification Signs. Each lot or parcel of commercial or industrial property may have one sign per public or private street frontage identifying future site development. The sign may not be erected before the proposed development has been submitted for site plan review and must be removed before final inspection or before permanent signs are installed. The sign shall not exceed fifteen (15) feet in height, and the maximum size shall be determined by the lot or parcel size as follows:

Less than 2 acres 2 acres or larger

64 square feet 128 square feet

- 13. The only type of animated sign permitted is an electronic reader board or panel, subject to the height, area, and other restrictions of this Chapter.
- B. Other Approvals.
 - 1. All new multi-tenant centers/ buildings must submit a proposal for all on-premise signs to the Planning Commission for design and placement approval.
 - 2. In cases with parcels of land of 5 acres or larger, and with frontage of 300 feet or more, a proposal for the overall design and placement of all on-premise signs shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use for existing projects, or as a condition of site plan approval for new projects. This provision does not grant the applicant any expectation of approval of any sign that differs from the requirements of this Title, rather it allows the City the ability to approve signing schemes appropriate to the scale and impact of a project. The approving body must determine that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter, are in harmony with the general plan and surrounding development, and are appropriate to the scale and impact of the project.

14-19-114 SIGNS PERMITTED IN THE NEIGHBORHOOD COMMERCIAL (C-N) ZONE

- A. The following sign types are allowed in the Neighborhood Commercial (C-N) Zones with a permit:
 - 1. Each parcel of property shall be limited to monument signs and any wall and accessory signs as permitted.
 - 2. <u>Monument Sign.</u> A lot or parcel with less than one hundred (100) linear feet of frontage shall be allowed one (1) monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one hundred (100) linear feet of frontage or greater shall be allowed one monument sign of up

to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed 2 feet in height as measured at the adjacent sidewalk or top back of curb.

- 3. <u>Wall signs.</u> Maximum sign area of 15% of the primary facade of the building. A corner property may have signs on the facade facing the secondary street, with a maximum sign area of 5% of that facade. No portion of the sign may extend more than 2 feet above the highest point of a flat roof or mansard roof.
- 4. <u>Canopy or awning signs.</u> Sign copy, including logo, not to exceed 12 square feet or 50% of awning face area whichever is less. No flashing or intermittent illumination permitted. Awning signs are considered wall signs for area calculation and location purposes.
- 5. <u>Projecting signs</u>. Projecting signs shall be allowed and shall meet the following requirements:
 - a. Project not more than 2 feet from the face of a wall and may not project over any public right of way.
 - b. Mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - c. The area of the sign shall be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted.
- 6. <u>Changeable copy signs.</u> Changeable copy or electric message center signs are not permitted.
- 7. <u>Window Signs.</u> Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. Neon and other illuminated signs are not permitted in windows.
- 8. <u>Building Directory</u>. Building Directory Signs shall not exceed 20 square feet in area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.
- 9. <u>Gas Stations Signs.</u> Signs for canopies over gas islands are allowed as follows:
 - a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.

- c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
- d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
- e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
- f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.
- 10. <u>Menu Boards</u>. Menu boards for drive-up windows are to be reviewed and approved by the Planning Department. The following shall apply:
 - a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.
 - b. Maximum area shall not exceed 42 square feet per sign and 8 feet in height.
- 11. On-Premise Development Identification Signs. Each lot or parcel of commercial or industrial property may have one sign per public or private street frontage identifying future site development. The sign may not be erected before the proposed development has been submitted for site plan review and must be removed before final inspection or before permanent signs are installed. The sign shall not exceed fifteen (15) feet in height, and the maximum size shall be determined by the lot or parcel size as follows:

Less than 2 acres 2 acres or larger

64 square feet 128 square feet

14-19-115 SIGNS PERMITTED IN THE DOWNTOWN (DN) ZONE

- A. The following sign types are allowed in the Downtown (DN) Zones with a permit:
 - 1. Each parcel of property shall be allowed monument signs and any wall and accessory signs as permitted.
 - 2. Monument Sign. A lot or parcel with less than one hundred (100) linear feet of frontage shall be allowed one (1) monument sign of up to thirty-two (32) square feet with a maximum height of four (4) feet. A lot or parcel with one hundred (100) linear feet of frontage or greater shall be allowed one monument sign of up to sixty-four (64) square feet with a maximum height of six (6) feet, or two (2) monument signs of up to thirty-two (32) square feet each with a maximum height of four (4) feet. Such sign shall be located at least five (5) feet from any property line, in an area of landscaping equal or greater than the area of the sign, and on a landscaped berm not to exceed 2 feet in height as measured at the adjacent sidewalk or top back of curb.

- 3. Block Directory Signs. The City may erect, or permit to be erected, a sign or sign structure at each corner of Main Street within the Downtown Zone that indicates the businesses located within the physical block on which the sign is located. The design, size, and location of these signs shall be determined by the Planning Commission. The City Council, or its agent, may charge a fee to recover only the cost of installing, maintaining, and updating the signs.
- 4. <u>Wall signs.</u> Maximum sign area of 20% of the primary facade of the building with secondary signs allowed on two additional facades not to exceed 5% of those facades. May not extend more than 2 feet above the highest point of a flat roof or mansard roof.
- 5. <u>Canopy or awning signs.</u> Sign copy, including logo, not to exceed 50% of the awning face area. No flashing or intermittent illumination permitted. Awning signs are considered wall signs for area calculation and location purposes. Properties fronting on Main Street may have awnings and/or awning signs that project up to six feet over the public sidewalk, as long as they meet the following:
 - a. The awning is at least five feet from the improved edge of any vehicle traffic lane or parking stall
 - b. There is a minimum clearance of 7 feet between the sidewalk and all points of the awning.
- 6. <u>Projecting signs</u>. Projecting signs shall be allowed and shall meet the following requirements:
 - a. Project not more than 2 feet from the face of a wall and may not project over any public right of way.
 - b. Mounted no higher than 15 feet above the finished grade and allow no less than 10 feet of clearance between the bottom of the sign and the finished grade.
 - c. The area of the sign shall be included in the total square footage allowed for flat and wall signs on the side of the building on which it is mounted.
- 7. <u>Changeable copy signs.</u> Manual changeable copy signs are allowed but are limited to not more than 50% of any sign area. Electronic reader boards and panels are prohibited.
- 8. <u>Window Signs.</u> Window signs which are intended to be visible from the public right-of-way and are painted on or temporarily affixed to the window surface shall cover no more than 25% of the entire surface area of a group of windows and shall not be affixed as to block clear view of exits or entrances or to create a safety hazard. This applies also to inside illuminated signs (e.g., neon, etc.) which are within 18 inches of the window surface. No sign permit required. All window signs will be counted as part of the total allowed sign area for wall signs.
- 9. Building Directory. Building Directory Signs shall not exceed 20 square feet in

area and 4 feet in height. The signs at a business or office complex shall be uniform in shape, design and style. The materials and colors shall be compatible with the buildings color, materials and architectural style. No sign permit required.

- 10. Gas Stations Signs. Signs for canopies over gas islands are allowed as follows:
 - a. Sign copy, corporate logos, etc. may be a maximum of 30% of one face of the canopy.
 - b. Up to three (3) sides of the canopy may be used for signs.
 - c. The height to the top of the canopy fascia may not exceed twenty (20) feet from grade, and no canopy fascia may exceed four (4) feet in height.
 - d. Individual letters, logos, or symbols may not exceed four (4) feet in height or project out from the fascia or wall more than 6 inches.
 - e. Gas price signs are allowed on either a monument sign, a free-standing pole sign or below the canopy over the pumps. One double faced sign for each type of fuel sold is allowed per gas island with a maximum of four (4) sets per station. Area of said sign may not exceed four (4) square feet.
 - f. A pump-topper sign affixed to the top or sides of an operable, fuel dispensing pump may not exceed 3 square feet in area, shall only display instructional information or price information and shall not include advertising copy pertaining to any product, sale or promotion.
- 11. <u>Menu Boards</u>. Menu boards for drive-up windows are to be reviewed and approved by the Planning Department. The following shall apply:
 - a. Only 2 menu boards are allowed per site and must be located behind the front landscaped setback area.
 - b. Maximum area shall not exceed 42 square feet per sign and 8 feet in height.
- On-Premise Development Identification Signs. Each lot or parcel of commercial or industrial property may have one sign per public or private street frontage identifying future site development. The sign may not be erected before the proposed development has been submitted for site plan review and must be removed before final inspection or before permanent signs are installed. The sign shall not exceed fifteen (15) feet in height, and the maximum size shall be determined by the lot or parcel size as follows:

Less than 2 acres 2 acres or larger

64 square feet 128 square feet

B. Other Approvals.

- 1. All new multi-tenant centers/buildings must submit a proposal for all on-premise signs to the Planning Commission for design and placement approval.
- 2. In cases with parcels of land of 3 acres or larger, and with frontage of 200 feet or more, a proposal for the overall design and placement of all on-premise signs

shall be submitted. Such signs may vary from the regulations set forth herein and shall be considered as a conditional use for existing projects, or as a condition of site plan approval for new projects. This provision does not grant the applicant any expectation of approval of any sign that differs from the requirements of this Title, rather it allows the City the ability to approve signing schemes appropriate to the scale and impact of a project. The approving body must determine that the proposed sign exceptions are not in conflict with the purpose and intent of this Chapter, are in harmony with the general plan and surrounding development, and are appropriate to the scale and impact of the project.

14_[DW1]-19-116 SIGNS PERMITTED IN ALL RESIDENTIAL ZONES

- 1. <u>Allowable Signs</u>. The following signs are permitted for land uses which are predominantly residential and institutional. A sign permit is not required in residential zones unless specifically stated.
 - a. <u>Name Plate.</u> One non-illuminated name plate may be placed on any wall of a dwelling unit, not exceeding one square foot in size.
 - b. <u>Home Occupation Sign.</u> Home occupations may be identified by one flat or wall sign placed on the dwelling and shall not exceed 4 square feet in size.
 - c. <u>Identification Sign.</u> One identification sign, not to exceed 6 square feet, for each multiple-unit and/or condominium building...
 - d. <u>Permanent Development Signs.</u> Development signs shall be allowed at the entrance to subdivisions, condominiums, and apartment complexes in accordance with the following:
 - (1) The maximum area of each sign shall be 32 square feet with a maximum height of 4 feet.
 - (2) The sign shall be either a monument sign or attached to an approved wall or fence.
 - e. <u>Identification Signs for Institutional Uses</u>. A wall mounted identification sign shall be allowed for institutional uses such as public buildings, churches, schools, golf courses, and parks to identify the name of the organization and to announce activities. Wall mounted signs shall not exceed 24 square feet and shall not be located higher than the eave of the building.
 - f. <u>Temporary Signs (Garage Sales).</u> One temporary sign not to exceed 4 square feet in area shall be allowed on the premises on which the sale is taking place.
 - g. <u>On-Premise Construction Development Identification Signs.</u>
 - (1) <u>Individual Lots.</u> One sign announcing the name of the construction/development company is allowed. Area of the sign may not exceed 16 square feet or 6 feet in height. The sign may not be erected more than 5 days prior to the beginning of construction for which a valid

building permit has been issued. It must be removed before final occupancy.

(2) <u>Subdivisions or Planned Unit Developments.</u> One development promotional sign may be placed on the premises of each development having five (5) or more lots or approved unit sites in any residential zone. The size allowed for the sign depends on the number of lots to be developed.

5-24 units (lots) 64 square feet 25-49 units 96 square feet 50 units or more 128 square feet

Maximum height 12 feet

Subdivision development signs shall be removed within 5 days of the issuance of the last building permit in the phase or within one year of the date of subdivision plat recording, whichever is sooner.

Planned unit development signs shall be removed within 5 days of the issuance of the last certificate of occupancy for the project or within one year, whichever is sooner.

The Administrative Committee may approve sign permit extensions if a substantial portion of the development is unsold after the one year deadline.

h. <u>Neighborhood Identification Signs.</u> A sign, masonry wall, similar materials or features of permanent construction may be combined to form a display for neighborhood identification provided that the sign or display not exceed the area requirements for a monument sign as regulated by this Chapter.

14-19-117 TEMPORARY SIGNS

- A. PURPOSE. The permanent signs permitted by this Chapter are intended to allow adequate and reasonable location of signs for local businesses. However, the City realizes that from time to time it is necessary for a business to advertise special events and other commercial messages. To help businesses address this issue, the following regulations have been established for temporary banners and signs.
- B. STANDARDS FOR TEMPORARY BANNERS AND SIGNS.
 - 1. Temporary banners and signs shall be subject to the following:
 - (a) Temporary banners and signs shall be limited to on-premise signs only.
 - (b) There shall be no more than one temporary banner or sign for each single business site. Where a property abuts two streets, one additional sign, oriented to each abutting street, shall be permitted. On multi-tenant sites, there shall be no more than 6 signs per acre and represent not more than 25% of the site's tenants.

- (c) Temporary banners may be no more than 24 square feet in area and must be placed in a landscaped area on posts or attached to a building. Temporary banners may not be attached to an existing sign or sign structure. Banners which diverge from a common edge by an angle greater than 30 degrees shall be considered as two signs.
- (d) Temporary signs may be no more than 16 square feet in area and may be located anywhere on the business premises as long as it does not create a traffic hazard and does not unreasonably obscure existing signs on the same or adjacent property. Temporary signs shall not be placed over a public right-of-way, may not be connected electrically, illuminated, flash, blink, spin, rotate, block traffic visibility of vehicles entering onto a public street, or cause a public nuisance of any kind. Such signs must also be placed no closer than 25 feet to any residential zone or use.
- (e) Temporary signs must be of an a-frame or pedestal type construction or be placed in the ground in a landscaped area. No portable reader boards, electric signs or signs attached to other signs or sign structures, balloons, streamers, inflatables or other similar object shall be allowed as a temporary sign.
- (f) All temporary banners and signs shall be substantially constructed and adequately weighted, anchored or attached to prevent movement or overturning or detachment in the wind.
- (g) No permit shall be required for a temporary A-Frame sign that is removed at the end of each business day.
- (h) Temporary signs, other than A-Frame signs, may be posted once each business quarter, for a maximum of 30 concurrent days.

C. SPECIAL TEMPORARY SIGNS

- 1. <u>Grand Opening Signs</u>. Temporary signs announcing the initial opening of a business, or the relocation or change of ownership of an existing business, may be allowed for one (1) continuous thirty (30) day period within six (6) months of the date the business license is issued. There shall be no more than two (2) signs allowed per business. The signs must comply with the general size and location standards for temporary signage in this chapter and must be removed at the end of the Grand Opening period. Inflatables may be used during this period including placement on the roof of a business as long as they do not extend higher than 35 feet.
- 2. <u>Going Out of Business/Bankruptcy Period</u>. A business may apply for a special permit in order to facilitate the liquidation of inventory for a going out of business sale which meets the definition and requirements of the Bountiful City Code. The signs must be removed as soon as the business closes. This applies for a going out of business sale only, and does not include moving of location.

14-19-118 SIGN PERMIT PROCESS

- A. SIGN PERMIT REQUIRED. No person shall erect, install, or paint any sign, or change the face of any sign, whether it be temporary or permanent in nature, without obtaining a sign permit from the Planning Department except as outlined in this ordinance. This includes new signs, signs to be added to existing buildings or uses, and existing signs that are to be enlarged, changed or modified.
- B. REVIEW CRITERIA. The approval for a sign or sign application shall be based on the following criteria and standards:
 - 1. Conformance to the provisions of this Chapter and all other ordinances and standards of the City.
 - 2. The impact upon the health, safety, and welfare, of community.
 - 3. The effect of the sign upon ingress, egress, internal traffic circulation, off-street parking facilities, loading and service areas, and pedestrian ways.
 - 4. Compatibility with surrounding structures and signs...
 - 5. Concealment of all mechanical equipment, appurtenances, and utilities, from view. Electrical boxes, wires, or switches, and other related devices shall be and integral to the sign design.
 - 6. A sign shall be constructed of low maintenance exterior materials which will withstand prolonged exposure to the elements.
 - 7. The location of the sign upon the premises.
 - 8. The location of existing signs, if any, upon the premises or the immediate area.
 - 9. No sign shall be erected on or over a public right-of-way or on publicly owned or City property except where specifically allowed by this Chapter.

The Planning Department, Administrative Committee, Planning Commission, or City Council shall have the function, duty, and power to approve, disapprove or approve a sign permit with conditions, as dictated by this Title.

C. APPROVAL.

- 1. <u>New Developments.</u> Preliminary plans for signs in new developments must first be approved by the Planning Commission during the site plan approval process. A sign permit may be issued only after it is determined that the proposed sign complies with the approved sign plan and with the provisions of this Chapter.
- 2. <u>Existing Developments.</u> Issuance of any sign permit for an existing development or where ownership of a legal existing business changes and necessitates a new sign, the permit may be approved by the Planning Department provided that the sign meets the requirements of this Chapter.
- D. APPLICATION. An application for a sign permit shall be filed with the Planning

Department on a form provided. It shall include:

- 1. All required fees.
- 2. Clear and complete graphic and written information adequate to show compliance with all applicable requirements of this Chapter.
- 3. Signs submitted as part of a new development shall first be reviewed the Planning Commission as part of the site plan approval process, and then submitted for individual permits.
- 4. The Planning Department shall review all permits for compliance. Any permit which meets the requirements and criteria of the Chapter shall be approved. Permits which do not meet the requirements and criteria of this Chapter shall be returned to the applicant for revision and resubmittal.
- 5. The decision of the Planning Department may be appealed to the Planning Commission as outlined in this Title.
- | E. INFORMATION REQUIRED BY SIGN TYPE. The following specific information shall be required for the sign types indicated:
 - 1 Monument and Freestanding or Pole Signs.
 - a. Plot plan showing relationship of sign to buildings, property lines, setback from public-rights of-way, intersections, easements and driveways, and any required landscaping.
 - b. Two accurately dimensioned, scaled drawings showing height, color, square foot dimensions, landscaping, sign composition, type of illumination, and how the sign will appear from the street.
 - c. Details of sign construction including electrical plan and foundation scheme.
 - d.. Length of lineal frontage pf the property.
 - e. Certified engineering for 100 mph wind loads for freestanding signs.

2. Wall Signs.

- a. Two scaled drawings showing square foot dimensions of both the building and the sign, sign composition, and type of illumination (if applicable).
- b. A profile drawing of how the sign will appear from the street/parking area and on the building.
- c. Details of sign construction and attachment, including electrical plan.
- 3. Temporary signs requiring permits.

- a. Plot plan showing relationship of sign(s) to buildings, property lines, setback from public rights-of-way, intersections, easements and driveways.
- b. Length of period for display and the type of request.
- F. ADDITIONAL INFORMATION REQUIRED. The following additional information shall be required with all sign permit applications:
 - 1. Proof of current Bountiful City business license.
 - 2. Business address and phone number
 - 3. Address of property owner and phone
 - 4. General and/or electrical contractor's license number.
 - 5. Value of the sign.

14-19-119 SAFETY AND LOCATION STANDARDS FOR PERMANENT SIGNS

A. STANDARDS OF CONSTRUCTION

- 1. <u>All signs erected in Bountiful City</u> shall comply with the provisions of the current National Electrical Code, International Building Code, the Bountiful City Code, and this Ordinance effective at the time the permit is issued.
- 2. <u>Licensed Sign Contractor required</u>. No sign, fixture or device involving electrical wiring or connections shall be erected or installed in Bountiful City except by a licensed and bonded contractor.
- 3. <u>Engineering Required</u>. All sign permit applications shall be engineered to demonstrate conformance with the applicable provisions of the current International Building Code; and, where required by this ordinance or by the Chief Building Official, shall be accompanied by a drawing stamped by a structural engineer licensed by the State of Utah attesting to the adequacy of the proposed construction of the sign and its supports.
- 4. Durability. All signs must be built of durable and permanent materials.
- 5. <u>Power Source</u>. Permanent power sources for signs must be concealed underground or within a structure and away from public view and immediate access.
- B. TRAFFIC SAFETY. No sign or other advertising structure shall be erected which in any manner may be confused with an official traffic sign or signal, or which bears words normally used in such signs, i.e., stop, go slow, caution, danger, warning, turn here, turn, etc. No sign or any advertising structure shall be erected which by reason of its size, location, shape, content, coloring, or manner of illumination might be confused as a traffic control device. No sign shall have lighting which impairs the vision of anyone traveling upon a public street or distracts any driver so as to create a public nuisance.

C. CLEAR VIEW OF INTERSECTING STREETS. No sign more than two (2) feet in height (above the top back of curb) shall be erected at any intersection for vehicular traffic within a triangular area formed by the intersection of straight lines extended from the back of the curb (or future curb) and a line connecting them at points 40 feet from the intersection of the lines.

Monument signs may be erected in the above mentioned area if they are constructed at a 45 degree angle to the abutting streets, are less than 1 foot deep, and receive approval from both the City Engineer and the Planning Director.

Deviations from these requirements may only be approved as a variance to the terms of this Title

- E. IMMEDIATE HEALTH, SAFETY AND WELFARE PROVISION. There are certain situations where a sign or sign poses or may pose an immediate public safety hazard. The following signs are deemed illegal and hazardous to the public safety, and any employee of the City is authorized to immediately abate, remove, or otherwise remedy them:
 - 1. Any sign or related structure which interferes with the safe view of drivers entering a public right-of-way from any driveway or property.
 - 2. Any sign that extends over any pedestrian or vehicular access area, unless specifically authorized by the City.
 - 3. Any sign which interferes with the use of any fire escape, exit, required stairway, door ventilator, or window.
 - 4. Any sign which has less horizontal or vertical clearance from communication lines and/or energized electrical power lines, according the provisions of this title and the standards of the Bountiful Light and Power Department.
 - 5. Any sign that is located on publicly owned land, inside street rights-of-way, or on public easements, except signs owned and erected by permission of an authorized public agency or that are specifically authorized herein.

F. MAINTENANCE.

- 1. Every sign shall be maintained and kept in good repair, including without limitation, the repair of glass, plastic, or other sign face material which is missing, broken, damaged, or deteriorated and the repair of any pole, frame, support or similar structure which is broken, damaged or deteriorated.
- 2. Every sign shall be maintained as originally approved in its sign permit. This applies to all components of the sign including the sign copy, except:
 - a. Portions of changeable copy on approved signs.
 - b. Changes of copy area only on legally conforming signs. All non-complying signs, and any change to the cabinet, pole, structure, or any

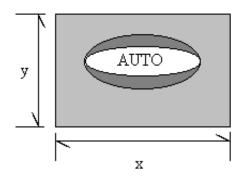
other sign element requires a sign permit.

- 3. The maintenance, renovation, or repair of a sign may require a building permit under the current International Building Code.
- 4. Whenever the use of any sign, as determined by the discontinuance of the permitted use for which the sign was used, or the use of the sign frame or sign supporting structure has been discontinued for a period of 45 consecutive days, such sign, sign frame, or sign supporting structure shall be removed immediately.
- G. LANDSCAPING. All free-standing or monument signs installed in Bountiful City must be incorporated into a landscape design or planter box. Exceptions to this rule must be approved by the Planning Commission.
- H. POLE COVER REQUIRED. All on-premise freestanding signs must have the structural supports covered or concealed with pole covers (pylon covers). The actual structural supports shall not be exposed for the safety and welfare of any person near the said sign.
- I. FOUNDATIONS. All signs must be permanently mounted on foundations and footings which conform to the International Building Code.
- J. LIGHTING. The light from the illumination of sign shall be carefully directed so that the light is not obtrusive or a nuisance to adjacent properties particularly in residential neighborhoods.
- K. BUILDING IDENTIFICATION. All buildings shall be identified with a numbered or lettered street address in addition to optional business identification. The letters or numbers shall be at least four (4) inches in height as required by the Fire Marshall.
- L. GENERAL REGULATIONS FOR ILLUMINATED POLE AND WALL SIGNS. Any internally illuminated pole or wall sign, including any electronic reader board or panel, shall be installed with an automatic shutoff timer.

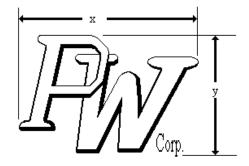
14-19-120 MEASUREMENT OF REGULATED SIGN AREA

A. Flat or Wall Signs

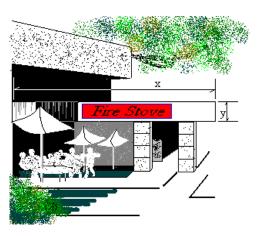
Sign copy mounted or painted on a background panel or area distinctively painted, textured, or constructed as background for the sign copy shall be measured as that area contained within the outside dimensions of the background panel or surface.



Sign area for copy mounted as individual letters and/or graphics against a wall or fascia of a building or other structure that has not been painted, textured, or other-wise altered to provide a distinctive background for the sign copy shall be measured as the area enclosed by the smallest single rectangle that will enclose all sign copy.



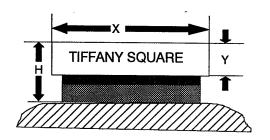
For sign copy mounted or painted on an illuminated sign or architectural element of a building, the entire illuminated surface or illuminated architectural element which contains sign copy shall be counted as sign area.



C. Monument Signs.

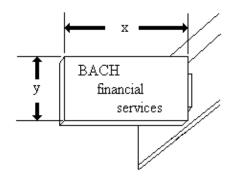
The regulated area of a monument sign shall include all parts of the sign or structure that contains identification (words of symbols) and information.

The height a ground sign shall be the distance from the highest point of the sign to the height of the street or sidewalk.

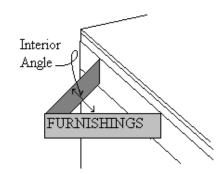


D. <u>Multiple Face Signs</u>. (including but not limited to freestanding or monument signs).

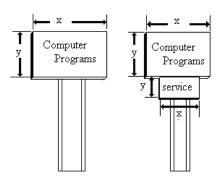
(1) <u>Single Panel</u>. Measure the area of the single face only.



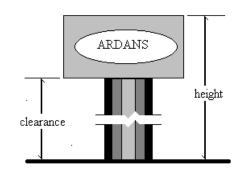
(2) <u>Double Panel</u>. If the interior angle between the top two faces is 30 degrees or less, the area to be measured will be the area of one face only. If the angle between the two sign faces is greater than 30 degrees, the sign area to be measured will be the sum of the areas of the two faces.



(d) <u>Freestanding Signs</u>. The regulated area of freestanding signs shall include all parts of the sign or structure that contains identification (words or symbols) and information.



The height of a freestanding sign shall be the vertical distance measured from the highest point of the sign to the grade of the adjacent street, curb or sidewalk or crown of the street when there is no curb or sidewalk.



(e) <u>Non-Planer or Sculpture Signs</u>. For spherical, freeform, sculptural, or other non-planer signs, the sign area shall be the sum of the areas of the four vertical sides of the smallest polyhedron that will encompass the sign structure.

